

IN THE
Court of Appeal of the State of California

IN AND FOR THE
Fifth Appellate District

COURTROOM PROCEEDINGS

The court met in its courtroom at 10:00 A.M. Present: Honorable James A. Ardaiz, Presiding Justice; Honorable Nickolas J. Dibiaso, Associate Justice; Honorable Thomas A. Harris, Associate Justice; and Eve Sproule, Court Administrator/Clerk, by Anthony Lauria, Senior Deputy Clerk.

F035084 People v. Forrister

Cause called and argued by Deanna F. Lamb, Esq., counsel for appellant. Ann P. Wathen, Esq., Deputy Attorney General, counsel for respondent waived oral argument.

Cause ordered submitted.

At this point Ardaiz, P.J., Dibiaso, J. and Harris, J. leave the bench; they are replaced by Vartabedian, Acting P.J., Buckley, J. and Wiseman, J.

F038184 People v. Blow

Cause called and argued by Jerome P. Wallingford, Esq., counsel for appellant and by Judy Kaida, Esq., Deputy Attorney General, counsel for respondent.

Cause ordered submitted.

At this point Wiseman, J. leaves the bench and is replaced by Cornell, J.

F037973 In re Luis G., a Minor

Cause called and argued by Allen G. Weinberg, Esq., counsel for appellant. Kathleen A. McGurty, Esq., Deputy Attorney General, counsel for respondent waived oral argument.

Cause ordered submitted.

F036744 Pope v. Mercury Insurance Group

Cause called and argued by Leonard C. Herr, Esq., counsel for appellant and by Gordon M. Park, Esq., counsel for respondent.

Cause ordered submitted.

Court recessed until Friday, April 12, 2002 at 10:00 A.M.

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F038918 In re Brandon J., a Minor

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F038918 In re Brandon J., a Minor

The parental-probation approval condition is modified to provide that Brandon is not to associate with anyone known to him to be not approved of by a parent or by his probation officer. In all other respects, the orders of the juvenile court are affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F035660 Young v. County of Fresno, et al.

The judgment is reversed, with directions to the trial court to vacate its order granting summary judgment and to enter in its place an order (1) denying respondents' motion for summary adjudication with respect to appellant's fourth cause of action for defamation, (2) granting respondents' motion for summary adjudication with respect to appellant's first, second, and third causes of action, and (3) granting respondent County's motion for summary adjudication with respect to the sixth cause of action. Each party shall bear its own costs on appeal. Dibiaso, J.

We concur: Ardaiz, P.J.; Cornell, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F038746 People v. Tarr

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F038746 People v. Tarr

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

IN THE

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**F040021 Benjamin L. v. The Superior Court of Kern County; Kern County
Department of Human Services**

IT IS HEREBY ORDERED that the petition for extraordinary writ
in the above-entitled action is dismissed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F037420 People v. Goree

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F038512 In re Marina D., a Minor

Counsel having failed to request oral argument in the above-
entitled case, oral argument is deemed waived in accordance with the
provisions of a notice heretofore mailed to counsel and the cause is
submitted.

F038512 In re Marina D., a Minor

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F036913 People v. Sharp

The judgment is affirmed. Cornell, J.

We concur: Dibiaso, Acting P.J.; Buckley, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F037649 People v. Chavez

Counsel having failed to request oral argument in the above-
entitled case, oral argument is deemed waived in accordance with the
provisions of a notice heretofore mailed to counsel and the cause is
submitted.

IN THE
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F037649 People v. Chavez

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F038969 In re Tanyann W., et al., Minors

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F036242 People v. Lopez

The judgment is affirmed. Vartabedian, Acting P.J.

We concur: Buckley, J.; Levy, J.

[CERTIFIED FOR PARTIAL PUBLICATION]

F033914 People v. Black

F038143 In re John Nicholas Black On Habeas Corpus

Appellant's petition for rehearing filed herein is denied.

F037453 Williams v. City of Bakersfield

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F037453 Williams v. City of Bakersfield

We affirm the judgment of dismissal following the order sustaining respondent's demurrer without leave to amend. Respondent shall recover costs on appeal. Ardaiz, P.J.

We concur: Dibiaso, J.; Cornell, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F036667 Bury v. Community Hospitals of Central California et al.

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

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- F039741** **People v. Resendez**
Appellant having filed an abandonment and/or request for dismissal of appeal, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.
- F036336** **People v. Bishop, Jr.**
Appellant's petition for rehearing filed herein is denied.